

**REMARKS**

Reconsideration of the application as amended is respectfully requested. The Examiner has restricted examination of claims 1-23 in this application. Specifically, the Examiner restricted claims 1-6, 9, 10, 11-12 and 17-23 to Group I as being drawn to a pen and method of making, and the Examiner restricted claims 7-8 and 13-16 to Group II as being drawn to a method of using a pen.

Although Applicants do not necessarily agree with the Examiner's reasons for restriction, Applicants elect to prosecute claims 1-6, 9, 10, 11-12 and 17-23 of Group I. Therefore, Applicant has canceled claims 7-8 and 13-16 without prejudice for possible inclusion in a divisional application. This election is made without traverse.

If the Examiner believes that a telephonic interview will help speed this application toward issuance, the Examiner is invited to contact the undersigned at the telephone number listed below.

Respectfully submitted,

Date: 11/20/2004

PSY  
Patrick S. Yoder  
Reg. No. 37,479  
FLETCHER YODER  
P.O. Box 692289  
Houston, TX 77269-2289  
(281) 970-4545